

David E. Patton  
Executive Director

November 10, 2021

and Attorney at Law  
**BY ECF AND EMAIL**

Honorable Jesse M. Furman  
United States District Judge  
Southern District of New York  
40 Foley Square Room 2202  
New York, New York 10007

**Re: United States v. Michael Avenatti**  
**19 Cr. 374 (JMF)**

Dear Judge Furman,

I respectfully write regarding the Court's Order filed earlier today advancing the trial date for Mr. Avenatti to January 24, 2022. I am requesting that the trial date remain February 7, 2022, as previously set by the Court, or moved to a later date in February or March, 2022.

I am counsel of record in *United States v. Robert Russo*, 21 Cr. 271 (PAC). On October 27, 2021, Judge Crotty set a trial date of February 14, 2022, in the matter of *United States v. Robert Russo*. Mr. Russo is incarcerated. That date was set by Judge Crotty in acknowledgment of the January 10, 2022, trial date in the case of *United States v. Avenatti*.

When Your Honor recently changed the *Avenatti* trial date to February 7, 2022, Counsel requested that Judge Crotty adjust the trial date for Mr. Russo accordingly. On November 9, 2021, Judge Crotty issued an Order changing the *Russo* trial date to January 17, 2022 in light of the February 7, 2022, *Avenatti* trial date. Mr. Russo who is incarcerated, has twice had his trial date adjusted to accommodate the trial dates in this case. Counsel is now committed to a trial in the matter of *United States v. Robert Russo* on January 17, 2021.

Because I am lead counsel in both cases, I respectfully request that the Court reimpose the February 7, 2022 trial date or schedule trial for a date in late February or March, 2022.

Respectfully submitted,

  
Robert M. Baum

cc: Matthew D. Podolsky, AUSA  
Robert Sobelman, AUSA